

IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

JAMES SHRUM and JOSH MALCOLM, )  
  )  
Plaintiff,                         )  
  )  
v.                                     ) Civil No. 3:11-0938  
  ) Judge Trauger  
ADRIEL RIKER and SONYA TROUTT, ) Magistrate Judge Brown  
  )  
Defendants.                         )

**O R D E R**

On December 18, 2012, the Magistrate Judge issued a report and Recommendation (Docket No. 85), to which no timely objections have been filed. The Report and Recommendation is therefore **ACCEPTED** and made the findings of fact and conclusions of law of this court. For the reasons expressed therein, it is hereby **ORDERED** that this case is **DISMISSED WITH PREJUDICE**, and the trial date of February 5, 2013 is **CANCELLED**.

It is so **ORDERED**.

ENTER this 10<sup>th</sup> day of January 2013.



ALETA A. TRAUGER  
U.S. District Judge